

1653/\$

PTO/SB/21 (05-03)

Approved for use through 04/30/2003. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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| | | | |
|--|----|------------------------|----------------|
| TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i> | | Application Number | 09/845,570 |
| | | Filing Date | April 30, 2001 |
| | | First Named Inventor | Jo Seongbong |
| | | Art Unit | 1653 |
| | | Examiner Name | L. Mayes |
| Total Number of Pages in This Submission | 10 | Attorney Docket Number | 1789-03805 |

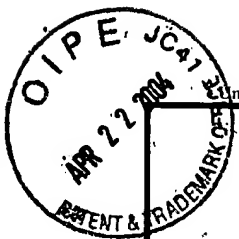
| ENCLOSURES (check all that apply) | | |
|--|--|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group <i>(Appeal Notice, Brief, Reply Brief)</i> <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) <i>(please identify below):</i> <i>Acknowledgment postcard</i> |
| Remarks | | |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|----------------------------|
| Firm Or Individual Name | Marcella D. Watkins 36,962 |
| Signature | |
| Date | April 19, 2004 |

| CERTIFICATE OF MAILING | | | |
|--|---------------------|------|----------------|
| I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. | | | |
| Typed or Printed Name | Marcella D. Watkins | | |
| Signature | | Date | April 19, 2004 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, p. o. Box 1450, Alexandria, VA 22313-1450.

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FEE TRANSMITTAL
For FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** \$ 210.00**Complete if Known**

| | |
|----------------------|----------------|
| Application Number | 09/845,570 |
| Filing Date | April 30, 2001 |
| First Named Inventor | Jo Seongbong |
| Examiner Name | L. Mayes |
| Art Unit | 1653 |
| Attorney Docket No. | 1789-03805 |

METHOD OF PAYMENT (Check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:
Deposit Account Number: 03-2769
Deposit Account Name: Conley Rose, P.C.

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below
☒ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, **except for the filing fee** to the above-identified deposit account
☒ Credit any overpayments

FEE CALCULATION**1. BASIC FILING FEE**

| Large Entity Fee | Small Entity Fee | Fee Description | Fee Paid |
|------------------|------------------|------------------------|----------|
| Code (\$) | Code (\$) | | |
| 1001 770 | 2001 385 | Utility filing Fee | \$ |
| 1002 340 | 2002 170 | Design filing fee | \$ |
| 1003 530 | 2003 265 | Plant filing fee | \$ |
| 1004 770 | 2004 385 | Reissue filing fee | \$ |
| 1005 160 | 2005 80 | Provisional filing fee | \$ |

SUBTOTAL (1) \$**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

| | | Extra Claims | Fee from below | Fee Paid |
|--------------------|---|--------------|----------------|------------|
| Total Claims | * | 20** = * x | 18.00 | = \$ |
| Independent Claims | * | 3** = * x | 86.00 | = \$ |
| Multiple Dependent | | | 290.00 | = \$ 00.00 |

| Large Entity Fee | Small Entity Fee | Fee Description |
|------------------|------------------|--|
| Code (\$) | Code (\$) | |
| 1202 18 | 2202 9 | Claims in excess of 20 |
| 1201 86 | 2201 43 | Independent Claims in excess of 3 |
| 1203 290 | 2203 145 | Multiple dependent claim, if not paid |
| 1204 86 | 2204 43 | ** Reissue independent claims over original patent |
| 1205 18 | 2205 9 | ** Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2) \$

** or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

| Large Entity Fee | Small Entity Fee | Fee Description | Fee Paid |
|------------------|------------------|--|----------|
| Code (\$) | Code (\$) | | |
| 1051 130 | 2051 65 | Surcharge - late filing fee or oath | \$ |
| 1052 50 | 2052 25 | Surcharge - late provisional filing fee or cover sheet | \$ |
| 1053 130 | 1053 130 | Non-English specification | \$ |
| 1812 2,520 | 1812 2,520 | For filing a request for <i>ex parte</i> reexamination | \$ |
| 18042 920* | 1804 920* | Requesting publication of SIR prior to Examiner action | \$ |
| 1805 1,840* | 1805 1,840* | Requesting publication of SIR after Examiner action | \$ |
| 1251 110 | 2251 55 | Extension for reply within first month | \$ |
| 1252 420 | 2252 210 | Extension for reply within second month | \$210.00 |
| 1253 950 | 2253 475 | Extension for reply within third month | \$ |
| 1254 1,480 | 2254 740 | Extension for reply within fourth month | \$ |
| 1255 2,010 | 2255 1,005 | Extension for reply within fifth month | \$ |
| 1401 330 | 2401 165 | Notice of Appeal | \$ |
| 1402 330 | 2402 165 | Filing a brief in support of an appeal | \$ |
| 1403 280 | 2403 140 | Request for oral hearing | \$ |
| 1451 1,510 | 1452 1,510 | Petition to institute a public use proceeding | \$ |
| 1452 110 | 2452 55 | Petition to revive - unavoidable | \$ |
| 1453 1,330 | 2453 665 | Petition to revive - unintentional | \$ |
| 1501 1,330 | 2501 665 | Utility issue fee (or reissue) | \$ |
| 1502 480 | 2502 240 | Design issue fee | \$ |
| 1503 640 | 2503 320 | Plant issue fee | \$ |
| 1460 130 | 1460 130 | Petitions to the Commissioner | \$ |
| 1807 50 | 1806 50 | Processing fee under 37 CFR 1.17(g) | \$ |
| 123 50 | 123 50 | Petitions related to provisional applications | \$ |
| 1806 180 | 1806 180 | Submission of Information Disclosure Stmt | \$ |
| 8021 40 | 8021 40 | Recording each patent assignment per property (times number of properties) | \$ |
| 1809 770 | 2809 385 | Filing a submission after final rejection (37 CFR § 1.129(a)) | \$ |
| 1810 770 | 2810 385 | For each additional invention to be examined (37 CFR § 1.129(b)) | \$ |
| 1801 770 | 2801 385 | Request for Continued Examination (RCE) | \$ |
| 1802 900 | 1802 900 | Request for expedited examination of a design application | \$ |

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$210.00**SUBMITTED BY**

Complete (if applicable)

| | | | | | |
|-------------------|---------------------|-----------------------------------|--------|-----------|----------------|
| Name (Print/Type) | Marcello D. Watkins | Registration No. (Attorney/Agent) | 36,962 | Telephone | (713) 238-8000 |
| Signature | | | | Date | April 19, 2004 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 09/845,570

Confirmation No. 2225

Applicant : Seongbong Jo and Antonios G. Mikos

Filed : April 30, 2001

TC/A.U. : 1653

Examiner : R. Wax

Docket No. : 1789-03805

Customer No.: 23505

Title: Biocompatible Macromers

RESPONSE TO OFFICE ACTION DATED NOVEMBER 19, 2003

Atty. Dkt. No. 1789-03805

Date: April 19, 2004

Commissioner for Patents
P. O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

Applicants acknowledge the Office Action dated November 19, 2003. In response, Applicants submit the following arguments and respectfully request that the Examiner reconsider and withdraw the rejections.

Amendments to the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.

04/23/2004 SDENBOB1 00000034 032769 09845570

01 FC:2252 210.00 DA